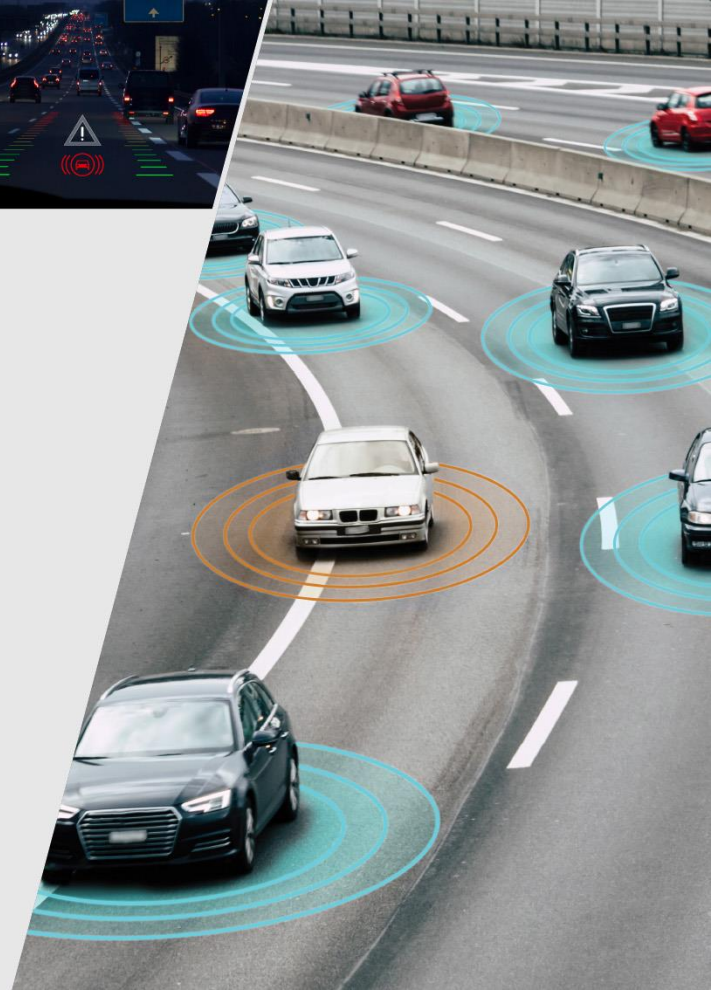




TxDOT Utility Week: General Session

Welcome - TxDOT Utility Community!



INNOVATION through RUL(es)IS

December 5, 2022



Meet the Utility Portfolio Team



Gregory Faber
Utility Portfolio Section Dir



Wayne Robinson
R/W Proj Delivery Utility Spec



RUSSELL JOHNSON
Business Ops Project Mgr



Corinna Clark
R/W Proj Delivery Utility Specia...



Contrella Dixon
R/W Proj Delivery Utility Spec



Paul Fierro
R/W Proj Delivery Utility Spec



Sandra Garcia
Utility Coordinator



Renee Laurendine
R/W Proj Delivery Utility Spec



Lawrence Lewis
Utility Coordinator



Mario Mendez
R/W Proj Delivery Utility Spec



Mak Saeedi
Utility Coordinator



Lesley Taylor
R/W Proj Delivery Utility Spec

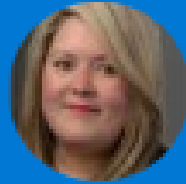


Rich Truitt
R/W Proj Delivery Utility Spec



Hazel Zepeda
R/W Proj Delivery Utility Spec

Key Members for Planning of Utility Week



Rosa Leon
Special Projects Coord



Mary Henderson
Resource Support Spec



INNOVATION through RUL(es)IS

TxDOT ROW
UTILITY WEEK

- Innovation through RUL(es)IS
- #TxDOTUtilityWeek
- First in-person event since 2019 Utility Week

Conference Expectations



Build relationships with the
TxDOT Utility Community

Network with conference attendees



Participate by asking questions and taking notes



Take back what you learned



Be on time to sessions



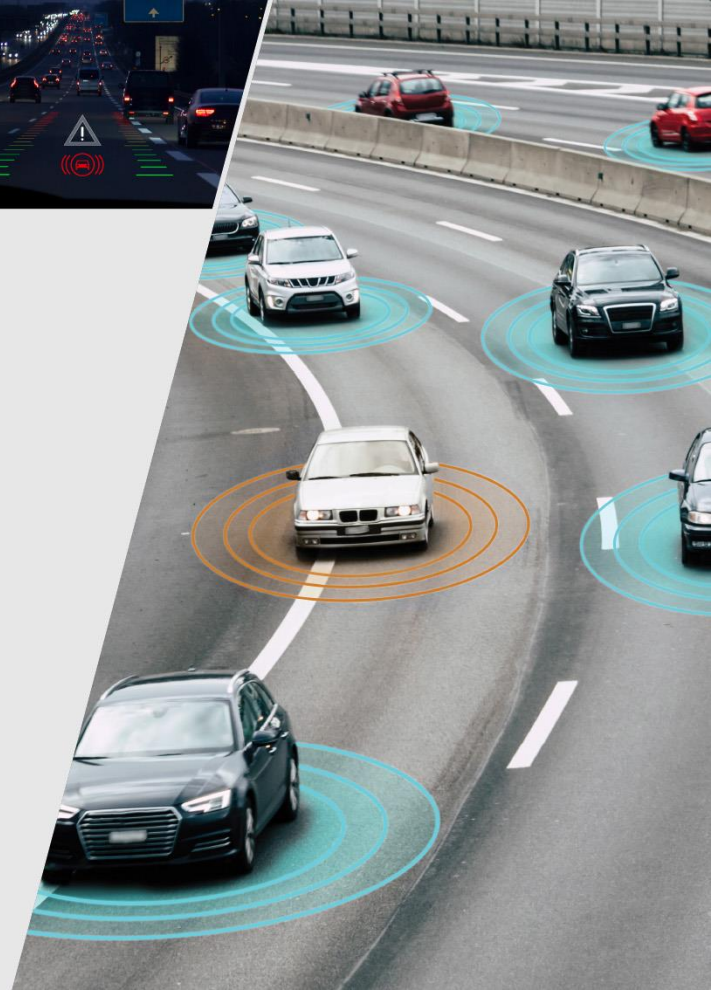
Enjoy your time, have fun and be safe!





Utility Accommodation Overview

Welcome - TxDOT Utility Community!







Home / Business / Project development resources

Utility Accommodations Toolkit


The Utility Accommodations Toolkit provides applicable federal and state laws as well as policies and procedures for carrying out utility accommodations activities on transportation projects. These tools assist with assuring compliance with subject laws and policies to ensure that impacted utility owners receive full reimbursement of eligible project costs.



Utility forms and publications
[Learn more >](#)



Utility accommodation training
[Learn more >](#)



Buy America Program
[Learn more >](#)

Joint trenching opportunities

If you are a broadband or telecommunications provider and looking for joint trenching opportunities, please visit our [joint trench application](#) to identify possible opportunities. Please reach out to the appropriate [district](#) contact to identify potential joint trenching opportunities.

■ All new format!

Joint trenching opportunities

If you are a broadband or telecommunications provider and looking for joint trenching opportunities, please visit our [joint trench application](#) to identify possible opportunities. Please reach out to the appropriate [district](#) contact to identify potential joint trenching opportunities.

Federal codes and regulations

- [23 USC 123](#) - Relocation of utility facilities
- [23 USC 313](#) - Buy America
- [23 CFR 635.410](#) - Buy America requirements
- [23 CFR 645](#) - Utilities
- [49 CFR Subtitle B, Chapter 1, Subchapter D](#) - Pipeline safety

Resources

- [Electric Transmission Lines, GIS](#)
- [State Infrastructure Bank](#)
- [Texas 811](#)
- [Texas Railroad Commission Public GIS Viewer](#)
- [Texas Public Utility Commission Water & Sewer CCN Viewer](#)
- [TxDOT UESI information exchange sessions](#)
- [UIR System](#) (Utility Installation Review)
 - [Using UIR in Chrome](#)
 - [Using UIR in Edge](#)

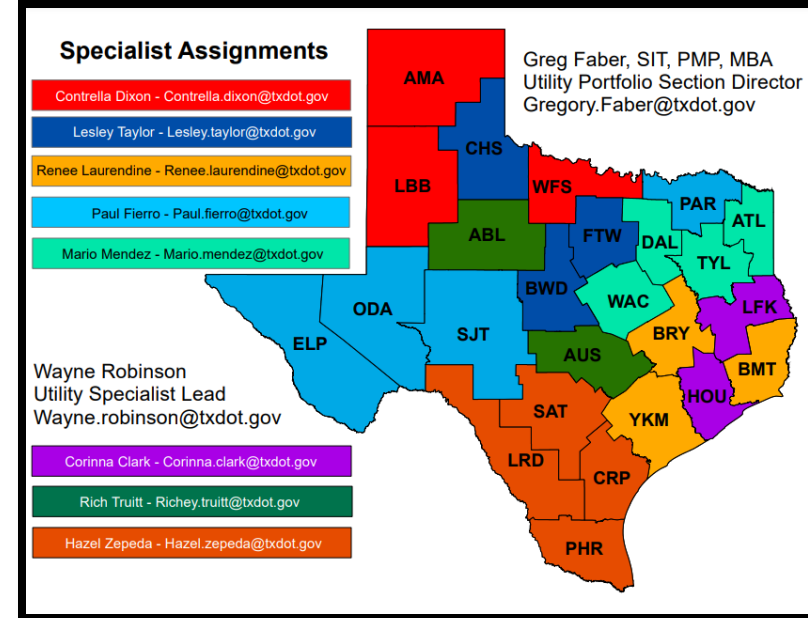
State codes and regulations

- [Texas Transportation Code Title 6, Subtitle A, Chapter 203, Subchapter E](#) - Relocation of utility facilities
- [Texas Transportation Code Title 6, Subtitle B, Chapter 223, Subchapter A, Section 223.045](#) - Iron and Steel Preference Provisions in Improvement Contracts
- [43 TAC Part 1, Chapter 21, Subchapter B](#) - Utility Adjustment, relocation, or removal
- [43 TAC Part 1, Chapter 21, Subchapter C](#) - Utility accommodation rules
- [43 TAC Part 1, Chapter 21, Subchapter O](#) - Utility accommodation for rail facilities

What's been going on in ROW-UPS?



- Preparing for Utility Week!
- Building RULIS Phase I – Utility Permitting / Inspection Application
 - Preparing Ph. II – Utility Matrix / SUE data repository
 - Preparing Ph. III – Utility Agreement Workflow
- Approval of the Utility Accommodation Rules (UAR)
- Finalizing Payment Training and Workshop
- Delivery of ROW 101
 - In-person training Dec 13-15 @ Stassney
- Enhancements to TxC
 - Utility AFA
 - Supplemental Agreement
- TxC Data Quality Initiative
- Working with CST Division on BABA
- Continuous meetings with stakeholders
- Providing excellent customer service!





- Strengths of Utility Agreement Review Process
 - Optional Courtesy Review of the Agreement from ROW
 - Districts sign-off on mandatory checklist required in the agreement package
- Action by ROW Division
 - Continue to encourage the use of Courtesy Reviews for Agreements **AND PAYMENTS**
- Action by Districts
 - Request Courtesy Reviews from ROW Division on Agreements **AND PAYMENTS**



- Opportunities for Utility Agreement Review Process
 - Reduce lag between the time of execution of original agreement and request for payment
 - RISK: exposes TxDOT to loss of federal funds due to non-compliance
- Action by ROW Division
 - Timely follow-up on the missing items of Utility Accommodation Checklist.
 - Follow-up should be completed before the payment request is made by the utility.
 - Future TxC Enhancement – estimated mid-January
- Action by Districts
 - Follow up with Utility Company on Supplemental agreements promptly after receipt of Compliance Memo



IIJA = Infrastructure Investment and Jobs Act



BABA = Build America, Buy America Act



Expanded Buy America Requirements



Contract



- Iron/Steel

NO Change - continue using current process to include Form 1818, MTRs and certifications as required.

- Manufactured Product

- Any Construction Material combined with any other item.
- Any other material (excluding iron/steel) not listed on the right.

NO Form 2806 Required


- Construction Material (CM)

- Non-Ferrous Metals,
- Plastic and polymer-based products (PVC, composite building materials and polymers used in fiber optic cables),
- Glass (including optic glass),
- Lumber, or
- Drywall

Form 2806 REQUIRED

NOTE: Some CM items are classified as exempt.



 **Construction Materials Buy America Certification** Form 2806 (04/02/23) Page 1 of 1

Per Statewide Special Provision SP 006-030 "Control of Materials", Form 2806 must be completed to certify compliance with Build America, Buy America Act (BABA Act). Construction Materials are classified as an article, material, or supply—other than an item of primarily iron or steel; a manufactured product; cement and cementitious materials; aggregates such as stone, sand, or gravel; or aggregate binding agents or additives—that is or consists primarily of:

- Non-ferrous metals,
- plastic and polymer-based products (including polyvinylchloride, composite building materials, and polymers used in fiber optic cables),
- Glass (including optic glass)
- Lumber, or
- Drywall.

The material(s) provided by the listed producer/fabricator and order number below are made in the United States and meet the requirements of the BABA Act.

OSJ: Area Engineer:

Prime Contractor:

Subcontractor:

Item Code:

Producer/Fabricator:

Order Number:

Material:

This is to certify that the material(s) are in conformance with the governing specification(s) and that at least the final manufacturing processes and the immediately preceding manufacturing stage for the construction material occurred in the United States of America. Alterations to this document by any agency other than the Prime Contractor will void the certification.

Submit documentation to support this certificate of compliance for the specified material(s), as requested by the Engineer.

Prime Contractor Representative Name:

Prime Contractor Representative Signature: Date:

Subscribed and sworn to before me this day of

Notary Public

My Commission expires:

What is the Contractor certifying?

1. The materials are in conformance with the governing specification(s) and
2. The final manufacturing process and the proceeding manufactured process occurred in the United States of America.

At this time, TxDOT is not requesting any additional documentation other than Form 2806 for Buy America Compliance of Construction Materials.



More to come soon!

Nov 2nd – Afternoon - Schedule Overview – Track Sessions



1:30PM - 2:15 PM	<ul style="list-style-type: none"> • Craig Holbert, AT&T • Billing 	<ul style="list-style-type: none"> • Sandee Khoury, Cobb Fendley & Harsha Shetty, Cobb Fendley • Joint Duct Bank Standard detail & specs 	<ul style="list-style-type: none"> • Mohammed Najafi, UT Arlington Professor • Utility Engineering Program/ Trenchless installations
2:15PM - 2:30PM	Networking Break		

2:30PM - 3:15PM	<ul style="list-style-type: none"> • Marc Rothbauer, Atmos • Success Stories on Agreements / Challenges from a large utility company 	<ul style="list-style-type: none"> • Max Proctor, TxDOT, DES • Critical Projects Lettings and Construction Management Plans 	<ul style="list-style-type: none"> • Judith Robbins, ROW • Data Quality and Reporting
3:15PM - 3:30PM	Networking Break		

3:30PM - 4:15PM	<ul style="list-style-type: none"> • Jim Bradbury, Texas Rural Water Association (TRWA) • Challenges from a Rural Water Perspective 	<ul style="list-style-type: none"> • Daniel Schrader, Atkins • UACV - Inspection Verification 	<ul style="list-style-type: none"> • Mario Mendez, ROW Division • Utility Accommodation Rules (UAR) & Broadband Accommodation Process (BAP)
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Networking session after the final presentation!



TxDOT Utility Accommodation Clinic

Day 3 – Thursday, November 3, 2022

8:30am – 4:00pm

Agenda:

	Topic	Who
8:30am – 8:45am	Welcome/Safety/DEI	Lesley Taylor
8:45am – 9:45am	Right of Way Attorney Panel	Steve Dodge, Darby Venza and James Kirk
9:45am-10:00am	Networking Break	
10:00am – 11:00am	TxDOT Utility Agreements' Audit Process	Naima Hafeez, MBA, CISA, CIA (Lead External Auditor, External Audit & Advisory Services) & Cheryl Durkop, CIA, CFE (External Audit and Advisory Services Section Director)
11:00am – 11:45am	Utility Agreements	Wayne Robinson & Corinna Clark
11:45am – 1:15pm	Lunch	
1:15pm – 2:00pm	Utility Payments	Russell Johnson, Rich Truitt, Sandra Garcia & Lawrence Lewis, Hazel Zepeda
2:00pm – 2:15pm	Networking Break	
2:15pm - 4:00pm	TxDOTCONNECT Training on the Utilities (Utility Tab)	Will Boyd



TxDOT Utility Accommodation Training

Day 4 – Friday, November 4, 2022

8:30am – 11:30am

Agenda:

	Topic	Who
8:30am – 8:45am	Welcome/Safety/DEI	Lesley Taylor
8:45am – 10:00am	TxDOTCONNECT Training on the Utilities (Payment Session)	Will Boyd
10:00am – 10:30am	Networking Break	
10:30am – 11:30am	RULIS Overview	Will Boyd, Rosa Leon, Wayne Robinson, Greg Faber